

PRESENTATION OF PROCLAMATION TO ASSEMBLYMEMBER ALAN LOWENTHAL  
AS THE LEAGUE OF CALIFORNIA CITIES "LEGISLATOR OF THE YEAR"

PRESENTATION OF PROCLAMATION FOR  
DISABILITY AWARENESS MONTH - OCTOBER 2001

PRESENTATION FOR BREAKERS' WESTERN BASEBALL  
LEAGUE CHAMPIONSHIP WIN

PRESENTATION OF CHECK TO THE LIBRARY FROM VERIZON

Ordinance No. C-7594 currently provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council. Hearing scheduled for today:

HEARING:

- Rec'd. supporting documentation into the record; concluded the hearing, found and determined that the rate proposed is just, reasonable and nondiscriminatory, and not in violation of the Long Beach Municipal Code or any provision of law; and auth'd. City Mgr. to amend the permit with Long Beach Yellow Cab Cooperative, Inc. to authorize and establish new rates for taxicab service at \$2.00 per flag drop, \$2.00 per mile, and \$22.50 per hour for waiting time.  
(Doc. 2)
1. Application of Long Beach Yellow Cab Cooperative, Inc. for increase in taxicab meter rates charged in the City of Long Beach. (Citywide)

Suggested Action: Receive supporting documentation into the record; conclude the hearing, find and determine that the rate proposed is just, reasonable and nondiscriminatory, and not in violation of the Long Beach Municipal Code or any provision of law; and authorize City Manager to amend the permit with Long Beach Yellow Cab Cooperative, Inc. to authorize and establish new rates for taxicab service at \$2.00 per flag drop, \$2.00 per mile, and \$22.50 per hour for waiting time.

PUBLIC: OBTAIN SPEAKER CARD FROM CITY CLERK

Opportunity given to first 10 citizens who have submitted speaker cards in writing to the City Clerk to address the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)

CONSENT CALENDAR (2 - 14)

NOTICE TO THE PUBLIC

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's Office or City Clerk Department prior to the beginning of the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

- R & F.  
(Doc. 5)
2. **RECEIVE AND FILE** report on results of review of the Library Services Department billing process. (City Auditor)

- Auth'd. City Mgr. and auth'd. City Mgr.  
(Doc. 6)

3. **AUTHORIZE CITY MANAGER** to execute all documents related to acquisition of temporary construction easement from Memorial Health Services on property located on south side of Spring Street between Long Beach Boulevard and Pasadena Avenue, and to expend \$6,100 for just compensation to property owner in conjunction with Spring Street Improvement Project; and **AUTHORIZE CITY MANAGER** to execute Right of Entry Permit granting temporary access to easement during the construction improvements. (Community Development and Public Works) (District 6)
- Auth'd. City Mgr.  
(Doc. 32)

4. **AUTHORIZE CITY MANAGER** to execute agreement and any subsequent amendments in amount of \$36,800 per year for period of two years with County of Los Angeles to provide drug and alcohol rehabilitation services to California Work Opportunities and Responsibilities to Kids (CalWORKS) participants. (Health and Human Services) (Citywide)
- Auth'd. City Mgr.  
(Doc. 7)

5. **AUTHORIZE CITY MANAGER** to execute agreement and any subsequent amendments in amount of \$40,566 per year for period of two years with County of Los Angeles to provide General Relief Substance Abuse Recovery Program services. (Health and Human Services) (Citywide)
- Auth'd. City Mgr.  
(Doc. 8)

6. **AUTHORIZE CITY MANAGER** to execute First Amendment to Agreement No. 26464 with Long Beach Community College District to provide teen pregnancy prevention services to add \$10,000. (Health and Human Services) (Citywide)
- Auth'd. City Atty.  
(Docs. 33-34)

7. **AUTHORIZE CITY ATTORNEY** to submit Stipulations with Requests for Awards for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$21,420 in compliance with Appeals Board order for claim of Sherriel Murry; and \$8,040 for claim of Charles Woolery. (Law)
- Auth'd. City Atty.  
(Docs. 35)

8. **AUTHORIZE CITY ATTORNEY** to pay sum of \$35,000 in full settlement of the lawsuit of Jose William Garcia against Ester Slaughter, et al. (Law)
- Auth'd. City Atty.  
(Docs. 36)

9. **AUTHORIZE CITY ATTORNEY** to pay sum of \$70,000 in full settlement of the lawsuit of Richard Reid, et al. against the City of Long Beach. (Law)
- Req'd. City Atty.  
(Doc. 9)

10. **REQUEST CITY ATTORNEY** to prepare amendment to Section 10.48.060 of the Long Beach Municipal Code, Bicycle Path Use, repealing subsection which reads: "Whenever a usable path for bicycles has been provided adjacent to a roadway, bicycle riders shall use such path and shall not use the roadway." (Public Works) (Citywide)
- Auth'd. City Mgr.  
(Doc. 10)

11. **AUTHORIZE CITY MANAGER** to execute agreement with Bayshore-Long Beach LLC for construction of gas service facilities for residential neighborhood development at Bellflower Boulevard and Eliot Street. (Long Beach Energy) (District 3)
- R & F.  
(Docs. 11-16)

12. **RECEIVE AND FILE** the following minutes:  
  
City Planning Commission, July 19 and August 16, 2001  
Civil Service, September 12 and 19, 2001  
Recreation Commission, August 16, 2001  
Water Commission, September 6, 2001
- Ref'd. to City Atty.  
(Docs. 17-29)

13. **REFER TO CITY ATTORNEY** the following damage claims:  
  

Elia Alfaro-Perez	\$	810.00
American International Recovery, Inc., subrogee for Intermodal Transport		3,571.04
Bea Fortney		Amount Unknown
Tish Fortune		247.00
Evelyn L. Gonzalez		Amount Unknown
Dennis Grogan		\$2,700.00

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John L. Jacobs	Amount Unknown
Linda Moe	50,000.00
Alan E. Navarro	205.21
Our Saviour's Lutheran Development Corp./Lutheran Towers	522.00
Octaviano Rodriguez, Alseveolea Del Real Rodriguez, and Estate of Martin Rodriguez (Application to Present Late Claim)	Amount Unknown
Aurora Skarra-Gallagher	430.00
Franklin D. Tigner	2,000.00

Approved.  
(Docs. 30-31)

14. **APPROVE** Proclamations proclaiming Disability Awareness Month October 2000; and congratulating Assemblymember Alan Lowenthal as the League of California Cities "Legislator Of The Year".

**SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.**

**UNFINISHED BUSINESS:**

Req'd. City Clerk to transmit conditions to Dept. of Alcoholic Beverage Control and rec'd. and filed application.

15. Chief of Police, reporting on the application of 7-Eleven, Inc., dba 7-Eleven Store No. 2174-20072, for an alcoholic beverage license at 3001 Pacific Avenue. (Police) (District 6) (Councilwoman Richardson-Batts, transmitting conditions.)

Suggested Action: Receive and file application, with or without conditions.

Determined that application would serve the public convenience and necessity; req'd. City Clerk to transmit conditions to Dept. of Alcoholic Beverage Control and rec'd. and filed application.

16. Chief of Police, reporting on the application of Albertson's Inc., dba Sav On Drugs Store No. 9557, for an alcoholic beverage license at 1250 East Pacific Coast Highway. (District 6) (Councilwoman Richardson-Batts, transmitting conditions.)

Suggested Action: Determine if application would serve the public convenience and necessity; and receive and file application, with or without conditions.

**REGULAR AGENDA**

**DEPARTMENTAL COMMUNICATIONS:**

Proclaimed October 2001 as "We Love America" Month in City of Long Beach.  
(Doc. 39)

17. Mayor O'Neill, proclaiming October 2001 as "We Love America" Month in the City of Long Beach outlining efforts planned for the month.

Suggested Action: Proclaim October 2001 as "We Love America" Month in City of Long Beach.

Req'd. City Mgr. to prepare report.  
(Doc. 40)

18. Councilwoman Jackie Kell, Fifth District, regarding upgrading the City Animal Control web site.

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Approved adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy. (Docs. 41-42)

19. Councilmember Jackie Kell, Fifth District, regarding allocations of Fifth District discretionary funds as follows: \$1,000 for D.A.R.E.'s 2nd Annual Fun Run; \$3,000 for three concerts by Elm Street Band in 5th District Parks during summer 2002; \$30,000 for various infrastructure needs in the Fifth District; \$6,000 for purchase and training of new City of Long Beach police dog; \$1,000 for supplies and materials for Arts and Services for Disabled Program; \$5,000 for American Association of University Women "At-Risk Middle School and High School Girls Mentoring Program"; and \$4,000 for Patriotic Concert in El Dorado Park by Long Beach Community Band. (Report of Director of Financial Management)

Suggested Action: Approve adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy.

Approved adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy. (Docs. 3-4)

20. Councilwoman Laura Richardson-Batts, Sixth District, regarding allocations of Sixth District discretionary funds as follows: \$2,500 to newly established Cambodian Lunch Program at California Recreation Center; and \$5,000 to Long Beach Poly ROTC Program. (Report of Director of Financial Management)

Suggested Action: Approve adjustments to FY 02 departmental and fund appropriations in accordance with existing City Council policy.

Withdrawn from agenda.

21. ~~Councilmember Ray Grabinski, Seventh District, requesting report on process of issuing Conditional Use Permits and Administrative Use Permits through the Planning and Building Department, and temporary entertainment permits through the Financial Management Department.~~

Rec'd. and made a part of the permanent record. (Doc. 43)

22. Councilmember Rob Webb, Eighth District, requesting that the issue of school crossing guard policy be rescheduled for the City Council meeting of October 9, 2001.

Req'd. City Mgr. to prepare report on current studies of government efficiency, including cost and timelines on matters under the purview of City Mgr. (Doc. 44)

23. Councilmember Jerry Shultz, Ninth District, regarding formation of an exclusively private sector, nonpartisan committee to survey cost and control, and government efficiency.

Suggested Action: Request City Manager to form committee.

Auth'd. City Mgr. to execute agreement in amount of \$1,750,000 for period of one year. (Doc. 45)

24. City Manager, regarding agreement with Public Corporation for the Arts of the City of Long Beach, Inc. to fund arts and cultural activities. (Citywide)

Suggested Action: Authorize City Manager to execute agreement in amount of \$1,750,000 for period of one year.

Auth'd. City Mgr. to execute amendment in amount of \$3,729,000 for period of one year and req'd. report on marketing plan of the Long Beach Convention and Visitors Bureau, Inc. (Doc. 46)

25. City Manager, regarding Fourth Amendment to Agreement No. 25378 with Long Beach Convention and Visitors Bureau, Inc., to promote the City as a convention and tourist destination.

Suggested Action: Authorize City Manager to execute amendment in amount of \$3,729,000 for period of one year.

Auth'd. City Mgr. to execute agreement in amount of \$137,500 for period of one year. (Doc. 47)

26. City Manager, regarding agreement with Long Beach Junior Concert Band to fund band activities. (Citywide)

Suggested Action: Authorize City Manager to execute agreement in amount of \$137,500 for period of one year.

Auth'd. City Mgr. to execute amended and restated ground lease. (Doc. 48)

27. Director of Community Development and Director of Public Works, regarding Amended and Restated Ground Lease with County of Los Angeles for Sheriff helicopter operations at 3235 Lakewood Boulevard at Long Beach Airport. (District 5)

Suggested Action: Authorize City Manager to execute amended and restated ground lease.

Auth'd. City Mgr. to execute three-year contract with a 15-day right to terminate for any or no reason, in amount not to exceed \$275,000 per year. (Doc. 49)

28. Director of Community Development, regarding agreement with Cutler & Associates, Inc., for real estate consulting services including acquisition assistance, document preparation, and tenant and owner negotiations. (Citywide)

Suggested Action: Authorize City Manager to execute three-year contract with a 15-day right to terminate for any or no reason, in amount not to exceed \$275,000 per year.

Auth'd. City Mgr. to execute all documents related to the acquisition of 1.34-acre site at 625-705 Baker Street and expend total of \$514,500 for acquisition of property, including service fees, escrow fees, and third-party related costs; auth'd. City Mgr. to accept \$2 million in Proposition A funds from Los Angeles Regional Park and Open Space District, to be utilized for purchase of Baker Street parcel, and acquisition and development of Golden Avenue parcel; and increased appropriations in Capital Improvement Project No. PW3070 in the Capital Projects Fund (CP 201) in the Department of Public Works (PW) by \$2 million. (Doc. 50)

29. Director of Community Development, Director of Parks, Recreation and Marine, and Director of Public Works, regarding acquisition of 1.34 acre site at 625-705 Baker Street from The Trust for Public Land, a California Non-Profit Benefit Corporation. (District 7)

Suggested Action: Authorize City Manager to execute all documents related to the acquisition of 1.34-acre site at 625-705 Baker Street and expend total of \$514,500 for acquisition of property, including service fees, escrow fees, and third-party related costs; authorize City Manager to accept \$2 million in Proposition A funds from Los Angeles Regional Park and Open Space District, to be utilized for purchase of Baker Street parcel, and acquisition and development of Golden Avenue parcel; and increase appropriations in Capital Improvement Project No. PW3070 in the Capital Projects Fund (CP 201) in the Department of Public Works (PW) by \$2 million.

Awarded contracts to lowest responsible bidders in the estimated amount of \$175,000 annually; auth'd. amendments to exercise the City's option to renew where noted; and auth'd. City Mgr. to execute said contracts. (Doc. 51)

30. Director of Financial Management, regarding award of contracts for Specifications No. PA-02501, to furnish and deliver paint and related supplies. (Citywide)

Suggested Action: Award contracts to lowest responsible bidders in the estimated amount of \$175,000 annually; authorize amendments to exercise the City's option to renew where noted; and authorize City Manager to execute said contracts.

Auth'd. refund in amount of \$106,969.26 for assessed and paid Utility Users Tax for period of July 1997 through August 2000. (Doc. 52)

31. Director of Financial Management, regarding refund to Long Beach Unified School District for overpayment of Utility Users Tax.

Suggested Action: Authorize refund in amount of \$106,969.26 for assessed and paid Utility Users Tax for period of July 1997 through August 2000.

Auth'd. City Mgr. to execute amendment to fund implementation of Local Partnership Action Plan in amount not to exceed \$180,000 for one-year period and increased appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by \$30,000.  
(Doc. 53)

Auth'd. City Mgr. to execute amendment to revise the term of agreement to establish a new commencement date of October 1, 2001 for transitional housing use and to add language addressing defaults in the agreement.  
(Doc. 54)

Auth'd. City Mgr. to execute agreement and any subsequent amendments in amount of \$542,210 per year for period of three years.  
(Doc. 55)

Req'd. City Clerk to transmit protest to Dept. of Alcoholic Beverage Control of application on basis of residences within 100 feet, churches within immediate vicinity, and school within 600 feet.  
(Doc. 56)

Req'd. City Clerk to transmit conditions to Dept. of Alcoholic Beverage Control and rec'd. and filed application.  
(Docs. 57-58)

Auth'd. City Mgr. to execute amendment in amount not to exceed \$350,000.  
(Doc. 59)

32. Director of Health and Human Services, regarding Second Amendment to Agreement No. 27003 with Public Health Institute to develop a Strategic Action Plan. (Citywide)

Suggested Action: Authorize City Manager to execute amendment to fund implementation of Local Partnership Action Plan in amount not to exceed \$180,000 for one-year period and increase appropriations in the Health Fund (SR 130) and the Department of Health and Human Services (HE) by \$30,000.

33. Director of Health and Human Services, regarding First Amendment to Agreement No. 27022 with New Image Emergency Shelter for Homeless for disbursement of funds under the Naval Shipyard Reuse Plan. (Citywide)

Suggested Action: Authorize City Manager to execute amendment to revise the term of agreement to establish a new commencement date of October 1, 2001 for transitional housing use and to add language addressing defaults in the agreement.

34. Director of Health and Human Services, regarding agreement with County of Los Angeles to provide funding for alcohol and drug rehabilitation services. (Citywide)

Suggested Action: Authorize City Manager to execute agreement and any subsequent amendments in amount of \$542,210 per year for period of three years.

35. Chief of Police, reporting on the application of Jose Luis Sanchez and Maria Sanchez, dba Gaviotas Club, for an alcoholic beverage license at 6727 Long Beach Boulevard. (District 9)

Suggested Action: Receive and file application, with or without conditions.

36. Chief of Police, reporting on the application of Tae Hyeon Cho and Mi Sun Kim, dba Joe's Handy Market, for an alcoholic beverage license at 301 E. Artesia Boulevard. (District 9) (Councilmember Shultz, transmitting conditions.)

Suggested Action: Receive and file application, with or without conditions.

37. Director of Public Works, regarding First Amendment to Contract No. 27112 with Palp, Inc., dba Excel Paving Co., for improvements to Taxiway D between Taxiway J and the southeast end of Runway 12-30 at Long Beach Airport. (District 5)

Suggested Action: Authorize City Manager to execute amendment in amount not to exceed \$350,000.

**ORDINANCES:**

First reading.  
(Doc. 60)

38. Correcting property title records by terminating the Long Beach/405 Retail Center Redevelopment Project and rescinding Ordinance No. C-7135 which adopted the Redevelopment Plan for said project and declaring the Redevelopment Plan no longer effective. (Community Development) (District 7)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

First reading.  
(Doc. 61)

39. Amending the Long Beach Municipal Code by amending Chapter 1.27, establishing and designating the districts of the Long Beach Unified School District. (Law)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

First reading.  
(Doc. 62)

40. Amending the Long Beach Municipal Code, relating to Transient Occupancy Tax. (Law)

Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.

Adopted Ordinance  
No. C-7767.

41. Amending the Long Beach Municipal Code, regarding ground water monitoring wells permits. (Public Works) (Citywide)

Suggested Action: Declare Ordinance read and adopted as read.

**NEW BUSINESS:**

Rec'd. and made a part of  
the permanent record.  
(Doc. 1)

42. Affidavit of Service for special meeting held October 2, 2001.

43.

44.

**PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT**

**Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)**

October 2, 2001

REMINDERS: Economic Development and Finance Committee (Attorney/Client) at 4:50 P.M.  
October 9, 2001, Hearing on application of Libra Partners LLC, dba Hamburger  
Mary's Long Beach, for a Permit for Entertainment without Dancing by  
Patrons at Existing Restaurant at 740 E. Broadway. (District 2)  
October 9, 2001, Hearing on Report of Hearing Officer on the appeal of  
Mikaele Sala of denial of Taxi Driver Permit by Chief of Police. (Citywide)

NOTE: The City Council Agenda may be obtained from the City Clerk Department prior to the meeting or can be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes mailed to: City Clerk Department, City Hall Plaza Level, 333 W. Ocean Boulevard, Long Beach, California, 90802. You may access the agenda on the World Wide Web Internet address of **[www.ci.long-beach.ca.us/cityclerk](http://www.ci.long-beach.ca.us/cityclerk)** to view it. You may contact us through the use of E-Mail at **[cityclerk@ci.long-beach.ca.us](mailto:cityclerk@ci.long-beach.ca.us)** for correspondence purposes. The public may review agenda items in the City Clerk Department or the Government Publications Section of the Main Library and the Branch Libraries. The City of Long Beach provides reasonable accommodations pursuant to the Americans with Disabilities Act of 1990. If a special accommodation is desired, or if you need the agenda provided in an alternate format, please phone Renae Tyner at (562) 570-6472 in the City Clerk Department 48 hours prior to the meeting. To communicate directly to the City Clerk Department Telephone Device for the Deaf (TDD), phone (562) 570-6626. Inquire at the City Council Chamber Audio-Visual Room for an assistive listening device. /RT